IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION No.2197 of 2007

Damu Dattu Thakkar ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr Shivraj R. Patil, Advocate for the applicant.
Mr Rajesh More, APP for the respondent.

CORAM: V.C. DAGA,J.
DATED: 03.08.2007.

P.C.:-

1. Heard the learned counsel for the applicant-accused and the learned APP for the State.

2. Perused application and the material available on record.

3. The applicant is seeking bail under Section 439 of the Cr.P.C. in C.R. No. 10 of 2006 registered with Mokhada Police Station for the offence punishable under Sections 302, 324, 147, 148, 149 of the I.P.C.

4. At this juncture, it would be relevant to note that the II Ad-hoc Additional Sessions Judge, Thane has already rejected the bail application of the applicant vide its order dated 6.11.2006, specifically, mentioning that the applicant has assaulted the deceased by means of stone on his head

which resulted in intra cranial haemorrahage causing death.

5. The above prima facie observations are born out from the record. Above reasons still hold good.

6. Considering prima facie material to connect the applicant with the offence alleged and looking the role played by him, I am not inclined to grant bail to the present applicant. The application is, therefore, rejected.

(V.C.DAGA,J)